

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION OF:

BRIAN JONES

SERIAL NO.: 10/051,242

FILED: DECEMBER 12, 2000

TITLE: LOW WEIGHT HIGH
PERFORMANCE COMPOSITE
VESSEL AND METHOD OF
MAKING SAME

GROUP ART UNIT NO.

EXAMINER:

PETITION TO REVIVE AN ABANDONED PATENT APPLICATION

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

Inasmuch as the applicant had not received any communication from the U.S. Patent and Trademark Office, the applicant's undersigned representative did contact the U.S. Patent and Trademark Office on August 13, 2003. The applicant was attempting to determine the status of this application and learned the application had become abandoned. In fact, attached is a copy of a memorandum to file reporting an attempt to contact the U.S. Patent and Trademark Office in this application.

Inasmuch as we had not received any communication, Ms.

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Liliana Cancino did contact the U.S. Patent and Trademark Office on August 12, 2003 and discovered that there was a Notice to File Corrected Application Papers. That document was not received in our office and, therefore, Ms. Cancino, as she is always instructed to do, attempted to obtain a copy of the missing document. We typically request a copy of the missing document so that we can file a paper responsive to the missing document.

Upon recognizing that the U.S. Patent and Trademark Office only requested corrected application papers, namely substitute drawings, the applicant immediately made copies of the formal drawings and is responding to that request to file substitute drawings. The application was initially filed with informal drawings, since the formal drawings were not available at that time. However, the formal drawings were made available to the applicant's undersigned attorney shortly after the application was filed and even before this Notice was sent. Consequently, upon receiving the Notice, if the applicant had received the Notice, it would have been a simple matter to immediately file formal drawings.

The applicant is herewith submitting seven sheets of drawings to be substituted for the informal drawings as filed with this application.

Please charge any costs in connection with the submission of these drawings to Deposit Account No. 19-0258.

Enclosed is a copy of the memorandum to file prepared by Liliana Cancino of this office, which shows a call to the Patent Office on August 12, 2002.

In particular, that Notice dated July 21, 2002, was not received in this office. This office maintains a dual docket system in which to identify all due dates. Enclosed are copies of docket sheets for the months of April and May, 2002, showing that there was no entry of this particular Notice.

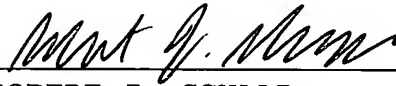
The undersigned attorney of record has carefully examined the file of this particular application, and indeed, has examined the files of the other applications for Kaiser Compositek, the assignee of the instant application, in order to insure that the Notice was not placed in the wrong file. The investigation reveals that the Notice was not received.

This application constitutes important subject matter to the applicant, and would never have been abandoned intentionally. Indeed, it is the applicant's intent to continue with the prosecution of this application. To this end, the applicant has enclosed that response to the Notice and new formal drawings.

An early revival of this application is therefore respectfully solicited.

Dated: Aug. 27, 2003

Respectfully submitted,



ROBERT J. SCHAAP
Attorney for Applicant
Registration No. 20,577
(818) 346-6555

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited
with the United States Postal Service as First Class Mail in an
envelope addressed to: COMMISSIONER OF PATENTS AND TRADEMARKS,
WASHINGTON, D.C. 20231 on 8/27, 2003.


(Signature)

Date of Signature: 8/27, 2003



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CAUSES

OF COUNSEL
LENSKE, LENSKE & ABRAMSON

LAW OFFICES

ROBERT J. SCHAAP

A PROFESSIONAL CORPORATION

241 VENTURA BOULEVARD, SUITE 188
WOODLAND HILLS, CALIFORNIA 91364-2109

TELEPHONE (818) 346-6555

FAX (818) 346-2041

LOS ANGELES OFFICE
5601 WEST SLAUSON BOULEVARD
SUITE 178
LOS ANGELES, CALIFORNIA 90230

TELEPHONE
(310) 645-6460

August 27, 2003

Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Re: U.S. Patent Application Serial No. 10,051,242, filed
January 18, 2002 for Low Weight High Performance
Composite Vessel and Method of Making Same

Dear Sir:

The applicant in the above-identified patent application is
herewith filing a request to revive an abandoned patent application
and supporting declarations.

It is believed no fee is required for the submission of this
petition, since any error does not rest on the part of the
applicant.

Please charge any additional costs or credit any overpayment
to Deposit Account No. 19-0258.

Dated: 8-27, 2003

Respectfully submitted,

ROBERT J. SCHAAP

Registration No. 20,577

Attorney for Applicant

(818) 346-6555

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/051,242	01/18/2002	Brian H. Jones	

ROBERT J. SCHAAP
Suite 188
21241 Ventura Boulevard
Woodland Hills, CA 91364



CONFIRMATION NO. 7954
FORMALITIES LETTER
OC000000007512625
OC000000007512625

Date Mailed: 02/21/2002

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Filing Date Granted

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a)

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1));

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:)
)
BRIAN JONES)
)
SERIAL NO.: 10/051,242)
)
FILED: JANUARY 18, 2002) GROUP ART UNIT NO.
)
TITLE: LOW WEIGHT HIGH)
PERFORMANCE COMPOSITE)
VESSEL AND METHOD OF)
MAKING SAME)
)

EXAMINER:

DECLARATION OF LILIANA CANCINO IN SUPPORT OF
REQUEST TO REVIVE AN ABANDONED PATENT APPLICATION

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

COMES NOW, LILIANA CANCINO, and states and declares as
follows:

I am the Office Administrator in the office of Robert J.
Schaap, A Law Corporation, and have been for many years.

As part of my duties, on a daily basis, I walk to the mail
room of the office building in which we are located, since all mail
is delivered to that mail room. Mail is placed in a separate
compartment allocated for this office, and I will pick up the mail

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in that compartment and deliver same to this office. When the mail is received, I docket the mail and docket any matters requiring response, and give a copy of that document to the secretary of Mr. Schaap, namely, Sarah Mitchell. She similarly makes an entry in her docket book. We also initial each Office Action which is received, and which identifies the date in which a response is due and is initialed by both Mr. Schaap's secretary and myself.

I do know that we have never received a copy of the Notice to File Corrected Application Papers, dated July 21, 2002, or the Notice of Abandonment. Otherwise, I would have brought the matter to Mr. Schaap's attention. I know that he would have immediately taken some action. I am also aware that this application is very important to the client.

When an Office Action or other document requiring response is received, I immediately docket that Office Action and provide the same to Mr. Schaap's secretary, who also docket the Office Action in a separate docket book. The enclosed sheets are docket sheets from our docket books for April and May of 2002.

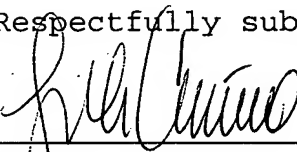
I have also personally examined the file of this application, and I have examined the other files of Kaiser Compositek, the assignee of this application. We have found no Notice to File Corrected Application Papers.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and

belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the Unites States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Dated: 8/27/, 2003

Respectfully submitted,

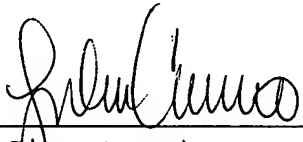


LILIANA CANCINO



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I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: COMMISSIONER OF PATENTS AND TRADEMARKS, WASHINGTON, D.C. 20231 on 8-27, 2003.


(Signature)

Date of Signature: 8-27, 2003



1)

Upon learning of the fact that there was no action in this application, I immediately requested Ms. Liliana Cancino of this office to contact the U.S. Patent and Trademark Office to determine the status of this application. When I learned that the application had become abandoned, I immediately undertook those steps necessary to revive the application.

I am aware that this is an important application to the client and that the client would not have knowingly or intentionally abandoned this application.

Upon learning that the application had become abandoned, I immediately contacted the client and informed him of the situation and the client instructed me to take those actions necessary to retain this application.


If we had received the Notice to File Corrected Papers, we would have immediately responded to that notice since we had formal drawings in our file. It would have been a very simple matter to immediately respond to the Notice to File Corrected Papers by sending copies of these formal drawings. The formal drawings were not available when the application was filed and, therefore, informal drawings were filed. However, as of the date of the Notice, we did have copies of the formal drawings.

I am convinced that the Notice to File Corrected Papers was not received in this office and, for that matter, I am convinced that the Notice of Abandonment was not received in this office.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Dated: August 19, 2003

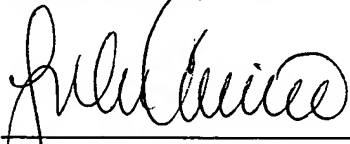
Respectfully submitted,


ROBERT J. SCHAAP
Registration No. 20,577
Attorney for Applicant
(818) 346-6555

C:\Documents and Settings\All Users\Documents\Data\Jones, Brian\10051242\Declaration of RJS

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Date of Signature: 8/27, 2003

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